

CalPSAB Privacy Committee

Patient Consent & Informing

Task Group Plan Document

February 1, 2011

MISSION

To recommend procedures for an implementation strategy for opt-in patient consent and educational materials for electronic health information exchange, as well as to provide input to products and recommendations to the demonstration project(s).

GOALS

- Provide demonstration projects with recommendations for procedures and materials for the opt-in patient consent policy as well as patient educational materials.
- Recommend operational procedures for the opt-in consent policy that:
 - o Sets clear rules for informing patient, obtaining affirmative patient consent, and creating an informing process for electronic health information exchange
- Support the demonstration project(s)

OBJECTIVES

1. Definitions:
 - a. Define affirmative patient consent
 - b. Define patient authorization
2. Input to demonstration project(s) metrics
 - a. Identify metrics
 - b. Review CalOHII proposed metrics
3. Review of other states', California entities,' and Canada's affirmative opt-in informing materials
4. Create use case(s) as educational material to support policy
5. The output from the prior four steps will be documented in a white paper

TIMELINE

2/15/2011

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- 6 – 9 months
- Demonstration projects are anticipated to begin April 2011, with the goal to end by the end of the year.

PRODUCTS

- Report of recommendations for:
 - o Consent form(s)
 - o Informing notice/document
 - a. patient education
 - o Procedural recommendation(s) for implementing opt-in policy
 - o Specific demonstration project recommendation(s)
 - o White paper as mentioned above
 - o Post finalized, web-ready materials on CalOHII website

MEMBERSHIP

- Which types of members/organizations are a must have for this group?
 - Existing HIE entity (not vendor) - San Diego Beacon community-Dave Nelson
 - Small provider? Lynn Barr, CA State Rural Health Association
 - IDN (Kaiser-John Mattison)
 - Stand alone hospital
 - Payer (Blue Shield/Blue Cross)
 - Academic medical center (UCD & UCSF) – Deborah and Monica
 - Large Provider (Sutter Health, Palo Alto Medical Foundation) – Steven Lane, MD
- Is there a limit on the number of members?

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RESOURCES

- CalPSAB Consent Guideline
- Tiger Team Recommendations
- CalOHII educational resources
- Other states' opt-in materials
- Education Committee resources and research
- Federal guidelines document from Eric